

(21-P)

G. R. S. 58]

Previous references.

1903-04.

191 .

(Separate Rev!)

File No. 149 of 03-4

Serial Nos. 1 to 6.

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 6

Month Part B for March 1904.

SUBJECT.

Claim of the Administrator-General of Madras for the money due on police held by the Deceased British Subjects in Mysore.

1. From The Secy. to the
Mr. S. L. Insurance
Committee. Bangalore.
No. 259.

12. 8. 03.

Concluded

Submits for orders of fort.
Resolution no. (1) of the Committee passed at their
meeting, with a memo no. 120.

2. To — " —

3. 9. 03.

Orders that the payment

GPB-3,500-21-7-14

may be made when an heirship-certificate
from one of the Local Courts is obtained & produced.

3. From the Adm^r Genl^l
Madras

No: 1475. Requests to be furnished
with a statement of the reasons of the decision
of the Mysore Govt, re - his claim to the
bonus of the deceased persons, to put the matter
before the Govt of Madras if necessary before
the Govt of India.

4. To the Comptroller,
Mysore Govt

7.1.04.

No: 1872
J 94 of 02-3 States that the question
is still under correspondence between the Mysore
Govt & the Hon^{ble} the President.

5. From the Secy to the
M. S. L. Dis. Comtee

6.2.04.

Bangalore.
No: 1452. Requests orders as to
whether the Bonus due on Policies No: 229 & 2683
held by late Miss Watton may be paid to the
Adm^r Genl^l, Madras.

6. To do

8.3.04.

No: 184.

I Sanctions the payment
to the Adm^r Genl^l, subject to some conditions

Indexed. B. Srinivasa Rao.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Branch (Revenue)

Subject

Claim for Rs 3018 due on Policies No 829 & 2483 held by the deceased Miss Sara Anne Amelia Patton, Lady Apothecary, Mysore Service.

Letter No 259 & 12.8.03 from the Secretary, Insurance Committee, in re the above claim.

The Insurance Secretary submitted for the orders of Govt the Committee's resolution passed on 31.7.03, with his office memo No 120.

The facts of the case are:—

- A Miss S.A.A. Patton was reported to have died of diarrhoea ^{at Belgaum} on 16.4.02, and her mother Mrs A.M. Patton at elladias claimed for the payment of the bonus amount, ^{stating that she was} ~~as she was~~ the lawful heiress of the deceased. The Insurance Secretary, in accordance with Rule 23 of G.O. No 1732 & 23/8/02, ⁷⁰¹⁵⁵⁴ ~~stated in reply that~~ informed her that the insured not having appointed any nominee to receive the bonus, it can be paid only to her legal heirs declared as such by a competent Court of Law under the Mysore Govt, and on the surrender of the policies. On 3rd October 1902, the Administrator
- B

General of Aladras, stating that he has obtained Letters of administration to the estate of the deceased from the High Court of Aladras, claimed the payment of the bonus due. The question whether, in the face of the Govt order above referred to which lays down that certificates of heirship should be obtained from the Mysore Courts and those obtained from other than such courts cannot be recognised for purposes of Rule 23 of the Dues Rule, the Aladras Administrator General's authority can be recognised and the bonus paid to him, was circulated to the Committee for their opinion, ^{who} ~~where~~ resolved to submit the case for the orders of Govt.

Mr. Anantawami Rao, a member of the Committee, states that a ~~recession~~ similar question regarding money left by Ellis Patton in the Mysore Govt Savings Bank is under the consideration of Govt. & that the present question may also be referred to Govt. ~~All~~ ^{most of} the members, to whom the papers were circulated for opinion are in favor of a certificate being obtained from one of the Mysore Courts. The President ~~is~~ is in favour of the question being decided by Govt.

Submitted for orders. A similar question regarding the bonus payable on the policy of the late Mr. Pereira of the Excise Dept. has also been subd for orders.

20/8/03

subd for orders

Office Memorandum

3

There was a similar question in which the opinion of the Advocate was also taken & orders have been passed by the 2nd Comissioner as President of the 2nd Comissioner.

Put it up - 21/8/03

The Case referred to above is taken on & thus & submitted to the Secy for orders 21/8/03

I think a certificate from the Local Courts should be obtained. Draft submitted. The Case however is the same as is raised in the letter to the Secy about the Administrator General's standing in Mysore.

H. J. G.
22/8/03

H. J. G.
Show
Draft
Draft subd
24/8/03

28/8/03

The Dewan

12537
Mysore 29.8.03

P. J. G.

* This is not in the file

Note continued

With reference to Govt order No. H
728 of 3.9.03 directing the payment
of the bonus due on the Policies of the
late Miss. S. A. A. Patton, Lady Apothecary,
to the Administrator General of
Madras on production of a heirship
certificate from one of the Mysore
Local Courts, the Administrator
General, to whom the order was com-
municated by the Insurance Secretary,
wishes in his letter of 17.9.03 to point
out that Letters of Administration
have been granted to him by the
Madras High Court to the estate of
the said Miss Patton and that in
virtue of the said Letters he claimed
payment of the bonus, that the
decision of the Govt is opposed to
the long established practice under
which he has been receiving assets
of deceased persons in Mysore on the
strength of Letters of Administration
granted by the Madras High Court;
that it is in his opinion contrary
to the express words of India Act II
of 1874 (The Administrator General's
Act) and as it involves a principle
of great importance, he deems it
his duty to lay the whole matter
before the Govt of Madras and
if necessary before the Govt of

India. He therefore requests to be furnished with a statement of the reasons of the said decision of H. H. Government.

23/10/03

Subm. to the Secretary

23/10/03

23/10/03

Please let me have the file containing the letter to the Residency on the subject.

25/10/03

26/10/03 Sub

File put up - as also a reminder from the Administrator Genl of Madras. 20/10/03 dated 20th Oct. 03.

28/10/03

Subm. to the Secretary

28/10/03

Put up the letter received from Residency on the subject.

29/10/03

Whom
Where is this
Lands

Letter from

2/11/03

A reply to the Admⁿ Genl is submitted for approval. In the meanwhile, I would venture

Letter recd from the
Jod Bk is herewith
2/11/03

to submit that we should
not show that we have no
faith in our own Contem-
tion by giving up the money
without our condition being
complied with.

Hing
6/11/3.

To the Dewan.

05-3024

At the same time we
must also avoid delay
in dealing with this
matter when we withhold
money belonging to others.
It is fair to give the Adm-
genl. our reasons - He is a
law officer & let us have
his arguments also - His
next draft will not do
either state the reasons
separately in a note, enclosed
or make the draft itself
contained. Adm-^l sends letter
is already 2 months old.
Unit

7. XI. 03

The Adm-^l General's letter
was delayed in office for
finding out some reference
and I ~~am~~ have called
for exhlⁿ & shall deal with
that matter separately.

Hing
9/11/3

For: Chas.
Palatka
with
10/11/3
10/11/3

13869
6.11.03

Recd
10/11/3

To the Deewan
on 2-3-04.

line as the one submitted in the corrected
file no. 94-02-03,

[Signature]
3/3/04

Supd to the Deewan *[Signature]*
3/3/04

[Signature]
3/3/04
16286
3.3.04

2302

189

SECRETARY
FILE NO. 1490703-04
SERIAL NO. 1

From S. R. Subramanyam Esq. B.A. B.L.

The Secretary to the
Mysore State Life
Insurance Committee,
Bangalore.

To H. V. Nanguniah Esq. M.A. LL.B.
Secretary to the Govt of Mysore
H. V. Nanguniah

Dated 7th

Despatched 12 August 1903

Received

General No. 259
No.

Enclosure No. 2 1 file
+ 1 Resolution

Submitting for orders
of Govt Resolution No. II
of the Committee passed at
their meeting held on
31-7-03 with this Office Memo
No. 120.

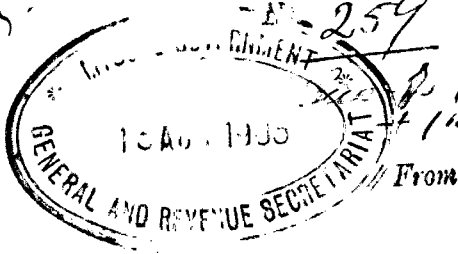
or in the file -

Recd
16/8
subd with note
20/8
Recd back
24/8/03

OFFICE OF THE SECRETARY TO THE MYSORE
STATE LIFE INSURANCE COMMITTEE.

Bangalore

Dated 7th August 1903



From

E. A. Subbarayan Esq. B.A. B.C.E.,
The Secretary to the Mysore
State Life Insurance Committee, Bangalore.

To

H. V. Jayamudayya Esq. M.A.,
The Secretary to the Government
of H. H. The Maharaja of
Mysore
Bangalore.

Sir,
I have the honor to submit
herewith for Order of Government
Resolution No II (i) of the Committee
passed at their meeting held on
31st July 1903 with this Office Memo
No 128 for kind perusal and return
when no longer required.

I have the honor to be
Your most obt. Servant

E. A. Subbarayan
Secretary

Copy of the Resolution No II³ (1)
passed in the meeting held on
31st July 1903.

Subject No 5. To decide
whether the Bonus
due on Policies No.
829 + 2483, the holder
of which died can
be paid to the
Administrator General
Madras.

Resolved that
the question may
be referred to
Government for
orders.

W. M. M. M.
Secretary to the Council
H. P.

Revenue Branch
SECTION P.R.
FILE No. 1490 of 03-03
File No. (if any) and its date
SERIAL No. 2

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read:

Letter No. 2598/12.8.03 from the Secretary, Mysore State Life Insurance Committee, submitting for the orders of Govt., as resolved by the Committee, the question, whether the bonus of Rs 3,018 due on Policies No. 829 & 2483, held by the late Miss S. A. A. Patton, Lady Apothecary, Mysore Service, who died at Belgium, can be paid to the Administrator, General of Madras, on the authority of the Letters of Administration obtained by him from the High Court of Madras, to the estate of the deceased.

Order:

Order:

Payment may be made ~~Govt direct that~~ when an heirship certificate from one of the Local Courts is obtained for payment of the bonus referred to. & produced.

7th 7288 3/9.03
not office

29. VIII. 03

31/8/03

31/8/03
3/9/03

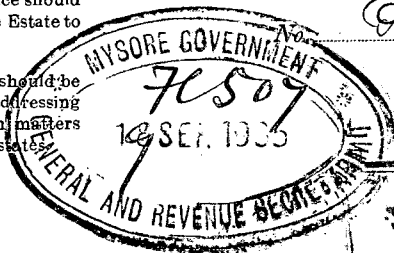
26/8/03

Secretary

The Secretary, Mysore State Life Insurance Committee, returning memo No. 120 with its enclosures.

Letters addressed to this office should be headed in the name of the Estate to which they refer.

In cases separate letters should be written in each estate when addressing the Administrator-General on matters connected with two or more estates.



ADMINISTRATOR-GENERAL'S OFFICE,

MADRAS, 17th September 1903.

SECTION S. 12

FILE NO. 1297/304

SERIAL NO. 3

N. SUBRAHMANYAM,

Administrator-General of Madras.

SUNDRY ESTATE of

FROM

To

The Secretary to the Government of Mysore,
General and Revenue Departments

MYSORE.

Sir,

In continuation of my letter No: P 1397 dated 3rd

Instant, I have the honor to state that I have received a letter from the Secretary to the Mysore State Life Insurance Committee, Bangalore, Nod 487 and dated 12th Instant, informing me that it has been ruled by the Government of H.H. the Maharaja of Mysore that the bonus due on the Policies held by the deceased Miss S.A.A. Patton should be disbursed on production of a Heir-ship Certificate obtained from one of the Mysore Courts. With reference to the above I wish to point out that Letters of Administration have been granted to me by the Madras High Court to the estate of the said Miss S.A.A. Patton and that in virtue of the said Letters I claimed payment of the said bonus. As the decision of His Highness's Government is opposed to the long established practice under which I have been receiving assets of persons who have died leaving property in Mysore Territory on the strength of Letters of Administration granted by the Madras High Court, and as it is in my opinion contrary to the express words of India Act II of 1874 (The Administrator General's Act) and as it involves a principle of great importance, I deem it my duty to lay the whole matter before the Government of Madras and if necessary before the Government of India. For this purpose I request that you will be

good enough to furnish me with a statement of the
reasons of the said decision of His Highness's -
Government.

I Have the honor to be,

Sir,

Your Obedient servant,

Subramanyam

Administrator General of Madras.

h.

1377 87th January 1904
894702-03

SECTION	S.R.
FILE No.	112907-034
SERIAL No.	4

For original
Please see
S.R. 258-02
8/12

To

The Comptroller,

Mysore Government.

Sir,

I am directed to address you with reference to your letter no. Mis. 1247/1988 dated the 18th October 1902, regarding a demand made by the Administrator-General of Madras for the payment of certain sums standing to the credit of the late V. Lokanatha Mudaliar and the late Miss S. A. A. Patton in the Mysore Government Savings Banks.

2. I am to say that the question is still under correspondence between the Mysore Government and the Hon'ble
The

the Resident; but that, as Government do not wish to deprive the owners of these estates of the use of their money by withholding it till the settlement of the question raised, they direct, as a special case, that the amounts under advancement be paid to the Administrator-General, subject to the conditions, firstly, that the action of Government is not to be construed as evidencing an admission on their part of the Administrator-General's claim, and secondly, that, if the view of the Government (denying that Officer's title to deal with the estates of deceased British subjects in the hands of non-British subjects in Mysore) should finally be accepted by the British Government the stamp duty due to the State should be paid by the Administrator-General.

3. The Comptroller is accordingly requested to place him in communication with the Administrator-General, and, on that Officer accepting the conditions is found

to in para 2 of this letter, to proceed duly to
disburse the Savings Banks deposit.

I have &c

28/ H.V.h..

Secretary

SECTION	<i>P. R.</i>
FILE No.	<i>1490/03-04</i>
SERIAL No.	<i>5</i>

1904.

From

N. Eagle. Esq.
 E. R. SUBROYAR, Esq., B.A., B.C.E.,

Secretary to the Mysore

State Life Insurance

Committee, Bangalore.

To *L. Anantasami Rao Esq. B.A.*
 Officiating Secretary to the
 Dated *6th* *gmt of Mysore*
 Despatched *9* *February 1904*
 Received

General No. *1452*
 No.

Enclosure No. *1*

Requesting order as to
 whether the Bonus due on
 Policies No: 529 and 2483
 held by late Miss Patton
 may be paid to the —
 Administrator General.



OFFICE OF THE SECRETARY TO THE MYSORE
STATE LIFE INSURANCE COMMITTEE.

BANGALOR., dated 6th February 1904

No. 1452
bucc 1

From

H. Eagles. Esqr.

The Secretary to the Mysore

State Life Insurance Committee, Bangalore.

To

L. ANANTASWAMI RAO, Esqr. B.A.

Officiating Secretary to the Government of H.H.

the Maharaja of MYSORE. General and Revenue Depart.

SIR,

ments. BANGALORE.

With reference to No.P.149 dated 25th January 1904, from the Administrator General of Madras (copy enclosed for reference) I am directed to address the Government for orders as to whether the Bonus due on Policies No.829 and 2483, held by late Miss Patton may be paid to the Administrator General.

Letter No. 1377 from you to the
J.94 of 1902-1903
Comptroller, Mysore Government, under the authority, of which the Administrator General applies for the payment of the Bonus, refers only to payment of certain amounts standing in the name of Miss Patton and another in the Mysore Government Savings Bank and does not refer to the Bonus due on the Policies. On a previous occasion G.O.No.F.L.728 dated 3rd September 1903, authorised payment of the Bonus to the Administrator General on his producing a certi-

led to the Off. Secretary
on 15-2-04
not returned to office
on 16-2-04
2-3-04 -

J. 1209a.
9-2-04

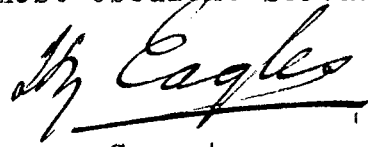
-ficate of administration from the Mysore Courts. 12

Hence this reference.

I have the honor to be

Sir

Your most Obedient Servant.

A handwritten signature in cursive script, appearing to read 'H. Eagles', written over a horizontal line.

Secretary

A small, stylized handwritten signature or mark, possibly 'Me' or 'U', written below the Insurance Committee text.

Insurance Committee.

Administrator General's Office.

Madras, 25th January 1904.

Enclosures Seven. Estate of Miss. S.A.A. Patton.

From N. SUBRAHAMANYAM.

Administrator General of Madras.

*Enclosure to
Serial 57*

To

The Secretary to the Mysore State Life Insurance
Committee.B A N G A L O R E.

Sir,

With reference to your letter No.497 dated 12th September 1903, I have the honor to forward herewith:

- (1) Copy of letter No. 1377 of 02-03 dated 7th instant from the Secretary to the Government of Mysore, General and Revenue Departments, to the Comptroller Mysore Government Bangalore.
- (2) Copy of my letter No.P.81 dated 12th instant to the Comptroller of Mysore, Bangalore.
- (3) Copies of letters Nos.3965/269 and 3967/S.A.D. dated 270

21st instant from the Comptroller of Mysore, Bangalore to the Deputy Commissioner, Treasury Department, Bangalore and Chitaldrug Districts, respectively, as also two Policies Nos.829&2483 with two Premium Receipt Books for Rs.1932 and Rs 1086 respectively on the life of the deceased in the Mysore State Life Insurance and to request you to be so good enough to pay me the said sums amounting to Rs.3018/- due on the two Policies referred to above.

I have the honor to be,

Sir,

Your most Obedient Servant

P.T.O.

*(Sd) N. Subrahmanyam.
Administrator General of Madras*

-Copy-

My Eagle
Secretary.

Insurance Committee.
Mc

SECTION S.R. Read
 FILE No. 1497-03-4

Correspondence end-
 ing with letter no 1452
 dated 6th February 1904
 from the ~~Secretary~~ ^{Secretary}
 Mysore ~~Govt~~ ^{Life Ins. Commr}, soliciting
 orders as to whether
 the bonus of Rs 3,018
 due on Policies nos 829
 and 2483, held by the
 late Miss S. A. A. Patton
 Lady Apothecary, Mysore
 Service, who died at
 Belgium, may be
 paid to the Administrator
 for General of Madras
 and stating that letter
 no 1377 dated 7th
 9.94-02-03 to the Comptroller
 January 1904, authorizing
 the payment of certain
 amounts standing in
 the name of Miss Patton
 and another and does
 not refer to the bonus
 due on the Policies and
 that on a previous
 occasion in G.O. No H.
 728 dated 28th September
 1903, Govt authorized
 payment of the bonus
 to the Administrator
 E. J. C.

Genl on his producing
a certificate of ad-
-ministration from
the Mysore Courts.

Order thereon: - 184128/3/04

Payment of the
Bonus may be made
to the Administrator
General of Madras
Subject to the conditions
referred to in para 2
of letter no 1377 dated
2.9.04-0203
7th January 1904, to the
Comptroller ~~to the Govt~~
~~of H. H. the Maharaja of Mysore.~~

und
5.3.04

Secretary

To The Secretary
Mysore State Life
Insurance Committee.